

AFFIDAVIT

On June 20, 2005, Special Agent (SA) Brian D. Stone conducted an interview with an adult female whose 15-year-old daughter (hereinafter referred to as Minor Victim #1) was chatting with adult males online and meeting them in person; some for the purposes of sex. One of the individuals was named Matt, America Online (AOL) screen name "iwuzinspecial2." Matt met Minor Victim #1 and provided her with alcohol and cigarettes. The adult female does not know if Matt engaged in any sexual activity with Minor Victim #1.

On July 6, 2005, Affiant, acting in an undercover capacity posing as a 13-year-old female on AOL, sent two Instant Messages to "iwuzinspecial2." No response was received from "iwuzinspecial2."

On July 8, 2005, "iwuzinspecial2"; later identified as Matthew Leighton via an Administrative subpoena to AOL, sent an Instant Message to Affiant in response to the two Instant Messages sent on July 6, 2005. Leighton and Affiant proceeded to engage in an online chat conversation. During the course of that conversation, Leighton began asking Affiant questions about sex. Shortly thereafter, Leighton said he wanted to travel from Olathe, Kansas to Kansas City, Missouri that night to have sex with the 13-year-old. When asked by Affiant what to expect upon his arrival in Kansas City, Missouri, Leighton sent an email which contained a picture of an erect penis; Leighton indicated that the picture was of him.

Upon discussing the possibility of meeting, Affiant received an Instant Message from an AOL user with the screen name of "boogieman913." "Boogieman913" said he was a 19-year-old male from Kansas. The male wanted to meet the 13-year-old and have sex. He arranged a time and location to meet. This user was subsequently identified as Leighton.

On July 8, 2005, Leighton asked if he could make a telephone call to the 13-year-old prior to making the trip. During the course of that afternoon and evening, Leighton engaged in approximately six telephone conversations with an assisting undercover employee. Throughout the conversations, Leighton said he wanted to travel to see the 13-year-old, but would not say what he wanted to do upon arrival. As a result, the meeting was canceled.

On July 12, 2005, Leighton sent an Instant Message to Affiant. Leighton indicated that he was lonely and wanted to have sex with the 13-year-old. Another telephone call was made with the assisting undercover employee and the time and location for the meeting was arranged. Approximately one hour after the scheduled meet time, Leighton spoke with the assisting undercover employee on the telephone and stated he would not be able to make the meeting as his car would not start.

On July 13, 2005, Leighton sent an Instant Message to Affiant. He apologized for not being able to make the meeting the night before. Leighton stated that he was bored and wanted to meet the 13-year-old for sex before he went to work. Due to scheduling conflicts, the meeting was not possible for July 13, 2005, so it was scheduled for July 14, 2005.

On July 14, 2005, Affiant sent an Instant Message to Leighton. Affiant attempted to confirm the scheduled meeting for that morning. Leighton wanted to talk to the 13-year-old on the telephone. The assisting undercover employee made a telephone call to Leighton. Leighton stated that he did not have a lot of time so wanted to reschedule for the next day as he did not have to work. Once again, Leighton did not show up at the scheduled time.

On July 19, 2005, Affiant sent an Instant Message to Leighton asking what happened on July 15, 2005. Leighton said "something just feels weird." Leighton and an assisting undercover employee spoke on the phone again. Leighton agreed to meet the 13-year-old at her house. At the same time, Affiant received an Instant Message from an AOL user with the screen name of "iwillpimpmyself." This user stated that he wanted to have sex with the 13-year-old.

On July 19, 2005, Leighton was approached by agents for using a computer and cellular phone to entice a minor to engage in sexual activity and traveling to have sex with a minor. Leighton had five condoms in his pocket at the time contact was made. Leighton voluntarily participated in an interview with Affiant. During the course of that interview, Leighton confirmed that "boogieman913" and "iwillpimpmyself" were both his screen names. Leighton also indicated that in January 2005, he met a 15-year-old female (hereinafter referred to as Minor Victim #2) on Yahoo Messenger. The two chatted on Yahoo Messenger and on cellular phones. They talked about meeting to have sex. Between March and June, 2005, Leighton and Minor Victim #2 had sex four times.

On July 25, 2005, Minor Victim #2 was interviewed by Affiant. She confirmed that she met Leighton on Yahoo Messenger. The two talked about meeting and having sex on the computer and on cellular phones. Minor Victim #2 recalls meeting Leighton on three occasions and having sex. Minor Victim #2 was 14 years old at the time of their first meeting.

Mike Daniels
Special Agent
Federal Bureau of Investigation

Subscribed and sworn to before me on this ____ day of July 2005.

HONORABLE ROBERT E. LARSEN
UNITED STATES MAGISTRATE JUDGE